

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
NORTHERN DIVISION

MICHAEL ZITO and CATHERINE ZITO,	)	
	)	
Plaintiffs,	)	
	)	<b>JUDGMENT IN A</b>
	)	<b>CIVIL CASE</b>
v.	)	<b>CASE NO. 2:19-CV-11-D</b>
	)	
NORTH CAROLINA COASTAL RESOURCES	)	
COMMISSION,	)	
	)	
Defendant.	)	

**Decision by Court.** This action came before this Court for ruling as follows.

**IT IS ORDERED, ADJUDGED, AND DECREED** that the court GRANTS the Commission's motion to dismiss [D.E. 36] and DISMISSES the complaint WITHOUT PREJUDICE for lack of subject-matter jurisdiction. The court DENIES as moot the Federation's motion to intervene [D.E. 24] and the Zitos' motion to clarify the stipulated administrative facts [D.E. 46].

**This Judgment Filed and Entered on March 27, 2020, and Copies To:**

J. David Breemer	(via CM/ECF electronic notification)
Glenn E. Roper	(via CM/ECF electronic notification)
Erin E. Wilcox	(via CM/ECF electronic notification)
Mary L. Lucasse	(via CM/ECF electronic notification)
Marc D. Bernstein	(via CM/ECF electronic notification)
Blakely E. Hildebrand	(via CM/ECF electronic notification)
Sierra B. Weaver	(via CM/ECF electronic notification)
Ramona H. McGee	(via CM/ECF electronic notification)

DATE:

March 27, 2020

PETER A. MOORE, JR., CLERK

(By) /s/ Nicole Sellers

Deputy Clerk